

UNITED STATES COURT OF APPEALS

DISTRICT OF COLUMBIA CIRCUIT

333 Constitution Avenue, NW
 Washington, DC 20001-2866
 Phone: 202-216-7000 | Facsimile: 202-219-8530

AGENCY DOCKETING STATEMENT

Administrative Agency Review Proceedings (To be completed by appellant/petitioner)

1. CASE NO. 24-01155 2. DATE DOCKETED: 05-22-2024
3. CASE NAME (lead parties only) Idaho Power Company v. Environmental Protection Agency
4. TYPE OF CASE: ☒ Review ☐ Appeal ☐ Enforcement ☐ Complaint ☐ Tax Court
5. IS THIS CASE REQUIRED BY STATUTE TO BE EXPEDITED? ☐ Yes ☒ No
 If YES, cite statute _____
6. CASE INFORMATION:
 - a. Identify agency whose order is to be reviewed: Environmental Protection Agency
 - b. Give agency docket or order number(s): EPA-HQ-OAR-2023-0072
 - c. Give date(s) of order(s): May 9, 2024
 - d. Has a request for rehearing or reconsideration been filed at the agency? ☐ Yes ☒ No
 If so, when was it filled? _____ By whom? _____
 Has the agency acted? ☐ Yes ☐ No If so, when? _____
 - e. Identify the basis of appellant's/petitioner's claim of standing. See D.C. Cir. Rule 15(c)(2):
The challenged rule directly harms Idaho Power Company by imposing costly new requirements
for new emissions sources.
 - f. Are any other cases involving the same underlying agency order pending in this Court or any other?
☒ Yes ☐ No If YES, identify case name(s), docket number(s), and court(s)
See attached list.
 - g. Are any other cases, to counsel's knowledge, pending before the agency, this Court, another Circuit Court, or the Supreme Court which involve *substantially the same issues* as the instant case presents?
☐ Yes ☒ No If YES, give case name(s) and number(s) of these cases and identify court/agency: _____
 - h. Have the parties attempted to resolve the issues in this case through arbitration, mediation, or any other alternative for dispute resolution? ☐ Yes ☒ No If YES, provide program name and participation dates. _____

Signature /s/ Megan BergeDate June 24, 2024Name of Counsel for Appellant/Petitioner Megan H. BergeAddress 700 K Street NW Washington, DC 20001E-Mail megan.berge@bakerbotts.comPhone (202) 639-1308Fax (202) 585-1042

ATTACH A CERTIFICATE OF SERVICE

Note: If counsel for any other party believes that the information submitted is inaccurate or incomplete, counsel may so advise the Clerk within 7 calendar days by letter, with copies to all other parties, specifically referring to the challenged statement.

Agency Docketing Statement

Continuation Sheet

f. Are any other cases involving the same underlying agency order pending in this Court or any other? Yes.

State of West Virginia, et al. v. EPA, No 24-1120 (D.C. Cir.); *State of Ohio, et al. v. EPA*, No 24-1121 (D.C. Cir.); *Nat'l Rural Electric Cooperative Ass'n v. EPA*, No 24-1122 (D.C. Cir.); *Nat'l Mining Ass'n v. EPA*, No 24-1124 (D.C. Cir.); *Oklahoma Gas and Electric Co. v. EPA*, No 24-1126 (D.C. Cir.); *Electric Generators for a Sensible Transition v. EPA*, No 24-1128 (D.C. Cir.); *United Mine Workers of America v. EPA*, No 24-1142 (D.C. Cir.); *International Brotherhood of Electrical Workers v. EPA*, No 24-1143 (D.C. Cir.); *International Brotherhood of Boilermakers v. EPA*, No 24-1144 (D.C. Cir.); *Midwest Ozone Group v. EPA*, No 24-1146 (D.C. Cir.); *Edison Electric Institute v. EPA*, No 24-1152 (D.C. Cir.); *NACCO Natural Resources Corp. v. EPA*, No 24-1153 (D.C. Cir.).

Dated: June 24, 2024

Respectfully submitted,

/s/ Megan Berge

Megan H. Berge

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CERTIFICATE OF SERVICE

I hereby certify that on this 24th day of June 2024, I electronically filed the foregoing document using the CM/ECF system. Service was accomplished by the CM/ECF system.

/s/ Megan Berge

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